	Page 97			Page 99
1	police department and the law that you're trained	1	BY MR. PURICELLI:	
2	on, what crime do you understand occurred?	2	Q Sure. Was Mr. Bush being charged with	
3	MR. SIMOPOULOS: Are we asking him	3	parental abduction in the kidnapping statute because	
4	hindsight again?	4	the Richmond Police Department facilitated him to	
5	MR. PURICELLI: Yes. Because I'm giving	5	pick up the children and leave Virginia with the	
6	him the benefit of the doubt.	6	kids, or did he do something else?	
7	MR. SIMOPOULOS: Because I object to the	7	A This was done because this was determined	
8	compound narrative questions. This is all	8	to be invalid. It was presented as valid and	
9	clearly misleading and misstating facts.	9	applicable. And he left and took the kids against	
0	MR. PURICELLI: Well, I don't mean to	10	the will of the mother out of the state.	
1	mislead him.	11	Q And that constitutes abduction?	
2	BY MR. PURICELLI:	12	MR. SIMOPOULOS: Objection to form. Go	
3	Q Did I say any facts in your mind that you	13	ahead. I think we've gone through this about	
4	didn't believe to be true?	14	three times now. He testified that he had a	
5	A We never would have granted custody to him	15	valid order that was overturned. What is the	
6	in the first place if we believed this to be no	16	point of the question any further? I think	
7	good.	17	it's starting to go beyond	
8	Q He wouldn't have gotten the kids; correct?	18	BY MR. PURICELLI:	
9	A Right. We would not have facilitated that	19	Q The point of the question is, is he was	
0	at all.	20	charged with child abduction. They're his children;	
1	Q All right. Give you the benefit of that	21	correct?	
2	doubt. I'm past all that. I'm at the point now	22	A Parental abduction.	
3	that if you didn't believe he had a good order. He	23	Q Okay. I tried to find out from you what	
4	didn't have an agreement and neither did she. Is	24	the elements were for that offense. You don't	
5	leaving Virginia within that factual scenario in	25	recall them all. Is that fair?	
	Page 98			Page 100
1	your mind, in your training of the law and your	1	A Not off the top of my head.	1 450 100
2	policies of the police department, what crime would	2	Q So in general you gave me an idea of what	
3	he have committed?	3	you believed the elements were. Isn't that what I	
4	A It would have been different because we	4	asked?	
5	would have had to investigate further as to the	5	A Yes, sir.	
6	disposition of the mother because she had custody of	6	Q Okay. And I asked you would it be child	
7	the children.	7	abduction if neither parent had an order giving them	
8	Q And how would you have investigated? What	8	custody, neither parent had an agreement as to who	
9	would you have done?	9	had custody. The parent who had the children in	
.0	A We would have spoken to her.	10	Virginia has no authority granted to her from the	
.1	Q And asked her what?	11	courts of Pennsylvania to be in Virginia with the	
2	A We would have asked her, do you want him	12	kids. Would it be a crime for the parent from	
3	to take the children or not?	13	Pennsylvania to come to Virginia to pick up his kids	,
.4	Q Assume she says no. I moved away. I'm	14	and return under that fact?	,
.5	trying to get away from him. Let's assume she said	15	MR. SIMOPOULOS: Objection to form. I	
.6		16		
	that.		don't think there's a question in there.	
.7	A Then like I said, we would not have	17	THE WITNESS: That's where I said I'd have	
8.	facilitated the removal of the children and given	18	to look at the law and see what exactly it	
.9	them to him.	19	enumerates, what it allows for, if there are	
20		20	any exceptions.	
21	abduction because you believed you were being	21	BY MR. PURICELLI:	
22		22	Q So sitting here now you can't tell me that	
23	some other law?	23	violates the law?	
24	MR. SIMOPOULOS: Objection to form.	24	A I can look in a book and tell you in a	
25	THE WITNESS: Repeat that.	25	short period of time.	

1	Page 101		Page 102
1	Page 101 Q I asked you if you wanted to look in a	1	Page 103 of questioning.
2	book.	2	MR. PURICELLI: Court Reporter, I don't
3	A I'm sorry I didn't.	3	mean to do this to you, but could you read back
4	Q I'm sure your attorney has one. I'm not	4	what I'm asking for.
5	trying to trick you.	5	(Read back was provided.)
6	MR. SIMOPOULOS: Are we asking hindsight	6	MR. PURICELLI: That's fine. That's fine.
7	questions again?	7	Will you agree he said, May have? I'm going to
8	MR. PURICELLI: No, we're not. If he	8	ask him questions if he thinks he was.
9	needs to look at a book and you have a book	9	MR. SIMOPOULOS: I'm going to object to
.0	please give him the book. I'm not here to	10	that line of questioning.
1	trick him.	11	MR. PURICELLI: Okay. It's objected to.
.2	MR. SIMOPOULOS: Again I'm going to	12	BY MR. PURICELLI:
3	object. What is the point of examining the	13	Q Officer, I don't mean to delay for the
4	criminal code? Don't you have that? Shouldn't	14	record. If you don't recall tell me you don't
.5	you have brought that with you?	15	recall. If you say that you might have been there
.6	MR. PURICELLI: I didn't know I'd	16	and you believe that to be true, tell me that. But
.7	MR. SIMOPOULOS: You're the one that's	17	
8	going down the hindsight	18	prompt your memory if you may have been there. I
9	BY MR. PURICELLI:	19	don't mean to belabor.
20	Q Let's put it this way, Sergeant. The	20	Now, assuming you may have been
21	charges were dropped; weren't they?	21	there, me telling you that it's been represented
22	A Yes.	22	that the judge said to the Commonwealth's Attorney,
3	2	23	"You don't have a crime here" does that help refresh
4	Q Dismissed by the Court; weren't they? A I don't know if they were nol pros'ed or		_
25		24	your memory as to whether you were there or weren't there?
.5	dropped or dismissed or what.	45	
7	Page 102	1	Page 104
1	Q Were you present for any of the hearings?	1	A It doesn't help. I don't recall if I was
		3	there or not.
3			Q Assuming that the bail judge said that for
4		4	the purposes of this question, assume the judge said
5	2 II you were more as you recan me junge	5	that, would you have dismissed the charges?
6	,B	6	A That's not my decision to make.
7		7	Q Would you have communicated with the
8		8	Commonwealth's Attorney not to pursue the charges?
9	******	9	A I assume we would have met about it and
L 0		10	discussed the merits of the case at that point.
11		11	Q Did you meet at any time with the
12	58	12	Commonwealth's Attorney about the merits of the
13	,	13	case?
14	,	14	A Prior to obtaining the warrants we
.5	8.	15	discussed the facts and circumstances and merits of
L6	That said a	16	the potential criminal case.
L7		17	Q And you told the Commonwealth's Attorney
8.	8.	18	everything you've testified to today; correct?
L 9		19	A Yes.
20		20	Q Okay. You didn't tell him anything
21		21	different than what you testified to today; correct?
22	2 22 9 0 2 11 0 22 1 1 1 2 2 2 2 2 2 2 2 2 2 2	22	Maybe different words but.
	questions.	23	A I don't recall.
23	_		
23 24 25	MR. SIMOPOULOS: Objection. Misstatement	24 25	MR. SIMOPOULOS: If you don't recall, tell him that.

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	Page 109		Page 111
1	MR. PURICELLI: He might have told him	1	MR. SIMOPOULOS: I thought we gave them to
2	later.	2	you.
3	MR. SIMOPOULOS: Asked and answered.	3	MR. PURICELLI: It's going to be the
4	BY MR. PURICELLI:	4	missing child reports and those documents
5	Q All right. You got your warrants. You	5	there.
6	came back. You put it in a box for somebody to	6	MR. SIMOPOULOS: I'm sure I've given you
7	enter it in. Do I understand that correctly?	7	those already.
8	A I don't know if I handed it to somebody at	8	MR. PURICELLI: I've identified what I
9	the information desk or what the next step was.	9	don't have. And I don't have a DMV printout
10	Q You don't remember?	10	for Mr. Bush's address. So since we've
11	A I don't remember.	11	established already that he's given me
12	Q What should have happened based on policy?	12	everything except the court filings it's
13	A I should have handed it to the person at	13	apparent that you didn't do a search of his tag
L4	the information desk. But when we're working a case	14	number.
15	and communicating with another agency for serving of	15	BY MR. PURICELLI:
16	a warrant, it's imminent we know where somebody is,	16	Q Is there any reason that
L7	or it's going to be served in an immediate fashion	17	A I didn't print a copy of it.
18	then sometimes we'll just fax a copy.	18	Q Oh, okay. You may have run it?
L9	Q In your file you identified a sticky	19	A Correct.
20	yellow pad with Mr. Bush's information on it; didn't	20	Q So you knew his address then?
21	you?	21	A I may have had an address for him, yes.
22	A Yes, I did.	22	Q All right. Well, you have an address or I
23	Q And I told you you didn't need to copy	23	should say there is an address that appears on the
24	that; correct?	24	warrants; correct? Adams 2 (indicates.) A Correct.
	A Correct.	23	
1	Page 110 Q Did that have his address on it?	1	Page 112 Q Do you know how that address got on the
2	A It has an address on it. Would you like	2	
3	me to get it?	3	
4	Q Yes. You can look at it.	4	note here. That was the address that I gave to the
5	A Okay.	5	magistrate. Otherwise it wouldn't appear on the
6	Q Did it have the phone number?	6	
7	A No, it doesn't.	7	
8	Q Does it have a license plate number on it?	8	
9	A It has a license plate number on it.	9	
10	Q Vehicle description?	10	
11	A Yes.	11	
12	Q Did you run a search for the address based	12	
13	on the tag?	13	
14	A I believe I no. I don't recall.	14	
15	Q Do you want to check your file to see if	15	Q So since you knew where he was going. You
16	you have records indicating that you ran a motor	16	
17	vehicle check?	17	
18	A I think the only DMV records that I have	18	
19	are from Ms. Bush.	19	
20	Q Just wanted to know if you did or didn't.	20	
21	MR. PURICELLI: By the way, the copies	21	
22	that they made for me, do you have them?	22	Q Is there any policy in your police
23		23	
24	A CONTRACTOR OF THE CONTRACTOR	24	
25		25	

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Deposition of Sergeant Sean Adams

_	Dogo 1	112	Page 114
1	Page 1 A Sure. You can do that.	1 1	Page 115 Q In Virginia?
2	Q Is there such a policy?	2	A Yes.
3	A There's a policy on cooperating with other	3	Q Who did you talk to?
4	law enforcement agencies. It doesn't specifically	4	A I talked to Candice Rose.
5	delineate the necessary procedure for just serving	5	Q What did you tell Candice Rose?
6	warrants.	6	A I told her let's see. (Reviews
7	Q Okay. So your department does not have a	7	documents.) I can't recall exactly what I told her,
8	written policy on what the actions of an officer are	8	but the warrants that were on file we faxed to her.
9	once they have a warrant for the arrest of a person.	9	
0	Do I have that right? Do I understand that	10	Q (Reviews documents.) Sorry. I can't seem
1		11	to find that piece of paper that you're reading from
2	correctly?	12	in the packet that you just gave me. MR. SIMOPOULOS: It should be there.
	A Well, what we do is with the warrant on	1	
3	file at our information desk, if we know where the	13	THE WITNESS: It's a fax cover sheet.
1	individual is you can contact the appropriate	14	MR. PURICELLI: (Reviews documents.)
5	jurisdiction were you believe that person to be so	15	MR. SIMOPOULOS: We'll just make a copy of
5	that the local jurisdiction can arrest the	16	the file and do it that way.
7	individual.	17	MR. PURICELLI: I just didn't want to kill
	Q Based on the information you had you knew	18	trees if we didn't have to. Do you want to
)	where he would be, an address; correct?	19	call that Adams 1D since it's part of the
)	A Possibly, yes.	20	packet? Or just agree to attach it to Adams 1?
	Q So you had the ability to contact the	21	MR. SIMOPOULOS: You can call it whatever
2	local police department in Pennsylvania to	22	you want.
	facilitate an arrest on your warrants; correct?	23	MR. PURICELLI: All right. By agreement,
Ł	A Yes. I had the ability.	24	we've incorporated the other documents that
5	Q Did you act on that ability?	25	were in his file into Adams 1 so we can call
	Page		Page 11
L	A I don't recall if I did or if it was	1	that his file. Is that acceptable?
2	Lieutenant Russell. But one of us contacted that	2	MR. SIMOPOULOS: Fine.
3	agency or the federal agency to facilitate that	3	BY MR. PURICELLI:
1	arrest.	4	Q You showed me a fax copy bearing your name
5		5	checked of for review. It's in the message that
5		6	says Candice. Did I describe the document fairly
7		7	
3	MR. SIMOPOULOS: Objection to form.	8	
9	BY MR. PURICELLI:	9	that is the purpose of the receive so we
)	Q Did you call anybody in Pennsylvania?	10	The second of th
	MR. SIMOPOULOS: Objection. Asked and	11	
,	answered. You've already asked this question	12	
-		1	Q Okay. And that's the person you spoke to
	three times.	13	
3	three times. MR. PURICELLI: No. He says Tripp called	13	at the FBI?
1	three times. MR. PURICELLI: No. He says Tripp called him.		at the FBI?
5	three times. MR. PURICELLI: No. He says Tripp called	14	at the FBI? A Yes, sir.
3	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't	14 15	at the FBI? A Yes, sir. Q Did you know her before you contacted her?
3 1 5 7	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't	14 15 16	at the FBI? A Yes, sir. Q Did you know her before you contacted her? A No, sir.
3 1 5 7 3	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't recall initiating contact with anyone in	14 15 16 17	at the FBI? A Yes, sir. Q Did you know her before you contacted her? A No, sir. Q Okay. So this was this first contact you
3 7 3 9	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't recall initiating contact with anyone in Pennsylvania.	14 15 16 17	at the FBI? A Yes, sir. Q Did you know her before you contacted her? A No, sir. Q Okay. So this was this first contact you had ever with her?
3 1 5 7 3 9	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't recall initiating contact with anyone in Pennsylvania.	14 15 16 17 18	at the FBI? A Yes, sir. Q Did you know her before you contacted her? A No, sir. Q Okay. So this was this first contact you had ever with her? A Yes, sir.
3 1 7 3 9 1	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't recall initiating contact with anyone in Pennsylvania. BY MR. PURICELLI: Q You indicated that you may have contacted	14 15 16 17 18 19	at the FBI? A Yes, sir. Q Did you know her before you contacted her? A No, sir. Q Okay. So this was this first contact you had ever with her? A Yes, sir. Q Does this typing here accurately reflect
3 4 5 6 7 8 9 0 1 2	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't recall initiating contact with anyone in Pennsylvania. BY MR. PURICELLI: Q You indicated that you may have contacted the FBI. Is that what you said?	14 15 16 17 18 19 20 21	at the FBI? A Yes, sir. Q Did you know her before you contacted her? A No, sir. Q Okay. So this was this first contact you had ever with her? A Yes, sir. Q Does this typing here accurately reflect the conversation you had with her?
2 3 4 5 6 7 8 9 0 1 2 3 4	three times. MR. PURICELLI: No. He says Tripp called him. THE WITNESS: That's what my notes indicate is that Tripp called me. I don't recall initiating contact with anyone in Pennsylvania. BY MR. PURICELLI: Q You indicated that you may have contacted the FBI. Is that what you said? A Yes.	14 15 16 17 18 19 20 21 22	at the FBI? A Yes, sir. Q Did you know her before you contacted her? A No, sir. Q Okay. So this was this first contact you had ever with her? A Yes, sir. Q Does this typing here accurately reflect the conversation you had with her? A That's what I said.

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Deposition of Sergeant Sean Adams

	Page 117		Dama 110
1	Page 117 Q Did you talk to anybody other than Candice	1	Page 119 A I spoke to her; yes, sir.
- 1	at the FBI?	2	Q But the part you just mentioned that it
3	A Not that I recall.	3	was going to be assigned to the fugitive task force,
4		4	was that based on your belief from your conversation
5		5	with Candice, or was that belief from what someone
6		6	else told you?
7	Q Sure. (Document proffered.)A (Reviews documents.) We discussed the	7	
8	A (Reviews documents.) We discussed the fact that warrants were either on file or going to	8	A I don't know.
9		9	Q Did anybody else talk to you about the
	be on file, and I believe Detective Lawson faxed her	10	fugitive task force and getting your warrants?
10	the ones.		A I believe let's see. I know I spoke
- 1	Q So you may have contacted Candice before	11	with Lieutenant Russell about the possibility of
	you actually had the warrants?	12	having him assigned to the fugitive task force.
13	A It didn't indicate what time on that fax,	13	They have contacts with the FBI.
14	but I have another fax cover sheet for the same	14	Q Did you have communications with
15	person with Detective Lawson that sent the warrants.	15	
16	I don't know which time those what time exactly	16	should take to cause the arrest of Mr. Bush?
17	both of these occurred.	17	A Yes.
18	Q You don't have a receipt printout?	18	Q What was the conversation?
19	A No, sir; I don't.	19	A Part of it was about whether the fugitive
20	Q What reason if any would there have been	20	task force would be the route to go or another
21	to have contacted the FBI before you had the	21	route.
22	warrants?	22	Q What other route was available to you?
23	A Maybe from a missing persons standpoint.	23	A I don't recall at this time. It was local
24	I'm just speculating.	24	police, state police, FBI fugitive task force.
25	Q Don't speculate. I'm sure your attorney	25	Q Did anybody contact the U.S. Marshal's
	Page 118		Page 120
1	doesn't want you to guess.	1	Office?
2	A I don't know that that happened.	2	A I believe they're part of the task force,
3	Q Had you contacted the FBI before for some	3	part of our fugitive task force here in the city.
4	reason in regards to a situation similar to what we	4	Q Did you come into information that members
5	have with Mr. Bush before you got a warrant?	5	of the Richmond Police Department were working on
6	A I don't recall.	6	loan to that task force?
7	Q The fax cover sheet doesn't indicate that	7	A I'm not sure I understand the question.
8	you have the warrants; correct?	8	Q Are there members of the Richmond Police
9	A Doesn't indicate that I do and doesn't	9	Department that work on that task force?
10	indicate that I don't.	10	A Yes.
11	Q And you've indicated that there's another	11	Q Is that task force out of the U.S.
12	fax cover sheet that was prepared by Detective	12	Marshal's office?
13	Lawson that indicates that the warrants were being	13	A They work out of headquarters and probably
14	faxed over to the FBI?	14	the U.S. Marshal's office too.
15	A Yes, sir.	15	Q Did you know who the officers were that
16	Q Why were you contacting the FBI?	16	
17	A It involved an abduction across state	17	Police Department?
18	lines at this point.	18	A Yes, sir.
19	Q What if anything did the FBI tell you?	19	Q What are their names?
20	A Told me to fax the warrants or have the	20	
21	warrants faxed and any other pertinent information.	21	Q Did anybody from your unit including
22	And I believe it was going to be assigned to their	22	
23	fugitive department. Something along those lines.	23	
	That was the information.	24	A I don't recall.
24	That was the information.	24	
25	Q Is that personally through Candice?	25	Q You don't recall if you asked them to help